

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Matthew Chaves	Team: Squad #2	CCRB Case #: 201702190	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 03/16/2017 6:40 PM	Location of Incident: 80 Maple Parkway	Precinct: 121	18 Mo. SOL 9/16/2018	EO SOL 9/16/2018	
Date/Time CV Reported Thu, 03/16/2017 6:51 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 03/22/2017 12:23 PM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. SGT Dmitry Brushnivsky	01417	936251	121 PCT
2. POM John Fabrizio	24129	950389	121 PCT
3. POM Michael Ustick	05406	948517	121 PCT

Officer(s)	Allegation	Investigator Recommendation
A.SGT Dmitry Brushnivsky	Abuse: Sergeant Dmitry Brushnivsky stopped the vehicle in which § 87(2)(b) was an occupant.	
B.POM John Fabrizio	Abuse: Police Officer John Fabrizio stopped the vehicle in which § 87(2)(b) was an occupant.	
C.POM Michael Ustick	Abuse: Police Officer Michael Ustick stopped the vehicle in which § 87(2)(b) was an occupant.	
D.SGT Dmitry Brushnivsky	Abuse: Sergeant Dmitry Brushnivsky searched the vehicle in which § 87(2)(b) was an occupant.	
E.POM John Fabrizio	Abuse: Police Officer John Fabrizio searched the vehicle in which § 87(2)(b) was an occupant.	
F.POM Michael Ustick	Abuse: Police Officer Michael Ustick searched the vehicle in which § 87(2)(b) was an occupant.	

Case Summary

On March 16, 2017, § 87(2)(b) filed this complaint with IAB. It was forwarded to the CCRB as log #2017-9985 and received on March 22, 2017.

On March 24, 2017, the undersigned investigator called and spoke to § 87(2)(b) at the phone number he had provided to IAB. § 87(2)(b) provided a statement and scheduled an interview appointment for March 31, 2017. At § 87(2)(b)'s request, the undersigned investigator emailed the time, date, and location of this appointment to an email address that § 87(2)(b) provided. However, on March 31, 2017, § 87(2)(b) missed that appointment without calling ahead to cancel or reschedule.

On April 3, 2017, the undersigned investigator mailed and emailed a “missed appointment” letter to § 87(2)(b) and called and spoke to him. § 87(2)(b) said that he missed the appointment due to problems with his work schedule, and requested a call back on April 5, 2017, to schedule a new appointment.

Between April 5, 2017 and April 21, 2017, § 87(2)(b) was called five times, with voicemails left on each call. § 87(2)(b) was mailed and emailed a “final please call letter,” emphasizing that his case would be closed unless he contacted the CCRB. On April 14, 2017, the “missed appointment” letter was returned to the CCRB by the United States Postal Service as undeliverable due to an insufficient address. (As of the date of this report, the “final please call” letter has not been returned.) A Lexis database search yielded a more complete mailing address for § 87(2)(b) along with a secondary address. Between May 2, 2017, and May 9, 2017, two letters were sent to both of these addresses, as well as emailed.

According to § 87(2)(b) there were two other people with him during this incident. However, § 87(2)(b) did not wish for these people to be involved in the complaint, and declined to provide either of their names or contact information. As a result, the investigation was unable to contact them.

As of the date of this report, § 87(2)(b) has missed a scheduled interview appointment and has not contacted the CCRB in response to the subsequent attempts to contact him via phone, letter, and email. § 87(2)(g)

§ 87(2)(g)
§ 87(2)(g)
§ 87(2)(g).

Squad: 2

Investigator: _____
Signature Print Date

Squad Leader: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date